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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/909,951

07/23/2001

Taketoshi Hibi

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2463

2292

7590

12/23/2003

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EXAMINER

DESIR, JEAN WICEL

ART UNIT

PAPER NUMBER

2614

DATE MAILED: 12/23/2003

6

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/909,951

Applicant(s)

HIBI ET AL.

Examiner

Jean W. Désir

Art Unit

2614

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-15 is/are pending in the application.
- 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☒ Claim(s) 1,2,5 and 12-15 is/are rejected.
- 7) ☒ Claim(s) 3, 4, 6-11 is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 23 July 2001 is/are: a) ☐ accepted or b) ☒ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. §§ 119 and 120

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. ____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
* See the attached detailed Office action for a list of the certified copies not received.
- 13) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application) since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.
a) ☐ The translation of the foreign language provisional application has been received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121 since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892) 4) ☐ Interview Summary (PTO-413) Paper No(s). ____ .
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948) 5) ☐ Notice of Informal Patent Application (PTO-152)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449) Paper No(s) 5 . 6) ☐ Other: .

DETAILED ACTION

Drawings

1. Figures 9-12 should be designated by a legend such as --Prior Art-- because only that which is old is illustrated. See MPEP § 608.02(g). A proposed drawing correction or corrected drawings are required in reply to the Office action to avoid abandonment of the application. The objection to the drawings will not be held in abeyance.

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

3. Claims 1, 2, 5, 12-14 are rejected under 35 U.S.C. 102(b) as being anticipated by Schwartz (US 3,980,819).

Claim 1:

The claimed "beam-spot-length control means for increasing or decreasing the vertical length of a beam spot on a display screen generated by an electron beam of a cathode-ray tube for displaying a TV signal" is disclosed, see col. 5 lines 1-18 where beam-spot-length control means is disclosed as claimed;

the claimed "vertical enhancement means for enhancing a given vertical-direction spatial frequency characteristic of said TV signal" is disclosed, see col. 12 lines 25-32, col. 13 lines 16-20, 3-15, where vertical enhancement means is disclosed as claimed;

the claimed "noise elimination control means for controlling said beam-spot-length control means and said vertical enhancement means so as to compensate said vertical-direction spatial frequency characteristic according to the increase or decrease of said beam spot length" is disclosed, see the ABSTRACT where noise elimination control means is clearly disclosed as claimed.

Claim 2 is disclosed, see col. 13 lines 3-20.

Claim 5 is disclosed, see col. 12 lines 25-32.

Claim 12:

The claimed "a cathode-ray tube for displaying a TV signal; electron-beam driving means for driving electron beam of said cathode-ray tube" is disclosed, see Fig. 7, col. 7 lines 15-36;

the claimed "beam-spot-length control means for increasing or decreasing the length of a beam spot on a display screen generated by said electron beam in the vertical direction" is disclosed, see col. 5 lines 1-18 where beam-spot-length control means is disclosed as claimed;

the claimed "vertical enhancement means for enhancing a given vertical-direction spatial frequency characteristic of said TV signal" is disclosed, see col. 12 lines 25-32, col. 13 lines 16-20, 3-15, where vertical enhancement means is disclosed as claimed;

the claimed "screen-noise elimination control means for controlling said beam-spot-length control means and said vertical enhancement means so as to compensate said vertical-direction spatial frequency characteristic according to the increase or decrease of said beam spot length" is disclosed, see the ABSTRACT where screen-noise elimination control means is clearly disclosed as claimed.

Claims 13, 14 are inherent to Schwartz's disclosure.

Claim Rejections - 35 USC § 103

4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

5. Claim 15 is rejected under 35 U.S.C. 103(a) as being unpatentable over Schwartz (US 3,980,819) in view of admitted prior art Fig. 9 discussed in the background of the instant application.

Claim 15:

The claimed limitation "wherein said electron-beam driving means comprises a second vertical deflection coil, and said beam-spot-length control means comprises a driving circuit for said second vertical deflection coil" as claimed in claim 15, is not explicitly disclosed by Schwartz. However, the admitted prior art disclosed this claimed limitation, as evidence see Fig. 9 items 11,12, and background of the invention page 3 last 3 lines, page 4 lines 1-6. Schwartz in view of the teaching of the admitted prior art

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would have rendered the claimed invention obvious; an artisan would be motivated to combine the references to arrive at the claimed invention, because this combination would provide, inter alia, an improved screen-noise elimination system. Therefore, the claimed invention would have been obvious to a person of ordinary skill in the art at the time the invention was made.

Allowable Subject Matter

6. Claims 3, 4, 6-11 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Conclusion

7. Any inquiry concerning this communication or earlier communications from the examiner should be directed to ***Jean W. Désir*** whose telephone number is (703) 308-9571.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, ***John W. Miller***, can be reached at (703) 305-4795.

8. **Any response to this action should be mailed to:**

Commissioner of Patents and Trademarks

Washington, D.C. 20231

or faxed to:

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(703) 872-9306 (for Technology Center 2600 only)

Hand-delivered responses should be brought to Crystal Park II, 2121 Crystal Drive, Arlington, VA, Sixth Floor (Receptionist).

9. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Technology Center 2600 Customer Service Office whose telephone number is (703) 306-0377.

JWD
Dec. 10, 03



MICHAEL H. LEE
PRIMARY EXAMINER